

EXHIBIT H

Elizabeth Blasier

From: Kelly, Lindsay A. [lkelly@khhte.com]
Sent: Tuesday, April 22, 2008 8:16 AM
To: SERVICE PENCOM
Subject: PEM v. Pencom

Andy,

We are pleased that the parties have agreed to use Judge Infante as a mediator. Because Pencom has not yet produced documents in response to PEM's document requests, it seems premature to schedule a specific date for mediation proceedings. Can Pencom commit to a date certain when its document production will be complete? PEM would be agreeable to scheduling a mediation date a minimum of three weeks following the completion of document production, to give PEM ample time to prepare for the mediation proceedings.

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